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7 **Attorneys for Defendant**

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9 **UNITED STATES DISTRICT COURT**

10 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

11

12 JAMES BATES et al acting for themselves and
 13 others similarly situated,
 14 Plaintiffs,
 15 v.
 16 COUNTY OF SANTA CRUZ,
 17 Defendant.

Case No. CV 08 0557 SC

**STIPULATION TO TRANSFER CIVIL
 ACTION TO SAN JOSE DIVISION;
 [PROPOSED] ORDER**

19

20 **STIPULATION**

21 This civil action was originally filed in the San Francisco Division of the United States
 22 District Court, Northern District of California.

23 The parties agree that the San Francisco Division is not the proper division for this
 24 assignment. Northern District Court Local Civil Rule (“Rule”) No. 3-2(e) provides that all civil
 25 actions that arise in the County of Santa Cruz shall be assigned to the San Jose Division. Rule No.
 26 3-2(c) states that a civil action arises in the county in which a substantial part of the events or
 27 omissions which give rise to the claim occurred. All of the events and omissions alleged in this

1 action occurred in the County of Santa Cruz. Accordingly, the parties stipulate that this action has
2 not been assigned to the proper division and should be transferred to the San Jose Division
3

4 Dated: February 25, 2008

DANA McRAE, COUNTY COUNSEL

5 By: _____/S/

6 BETSY L. ALLEN
7 Assistant County Counsel
8 **Attorneys for Defendants**

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10 Dated: February 20, 2008

MASTAGNI HOLSTEDT AMICK MILLER
JOHNSEN & UHRHAMMER

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12 By: _____/S/

13 JAMES R. TRABER
14 **Attorneys for Plaintiff**

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17 **ORDER**

18 For good cause shown as set forth above, the Court hereby orders that this action be
19 transferred to the San Jose Division of the Northern District of California.

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21 **IT IS SO ORDERED.**

22 Dated: 3/4/08

